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for the Substantively Consolidated SIPA
Liquidation of Bernard L. Madoff
Investment Securities LLC and
the estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Debtor.

SIPA LIQUIDATION

No. 08-01789 (SMB)

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

ESTATE OF STANLEY CHAIS, *et al.*,

Defendants.

Adv. Pro. No. 09-01172 (SMB)

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

DOUGLAS HALL; STEVEN HEIMOFF;
BOTTLEBRUSH INVESTMENTS, L.P.;
LEGHORN INVESTMENTS LTD.; and
KAMALA D. HARRIS, solely in her capacity as
Attorney General for the State of California,

Defendants.

Adv. Pro. No. 12-01001 (SMB)

**CERTIFICATE OF NO OBJECTION TO TRUSTEE'S MOTION FOR ENTRY OF
ORDER PURSUANT TO SECTION 105(a) OF THE BANKRUPTCY CODE AND
RULES 2002 AND 9019 OF THE FEDERAL RULES OF BANKRUPTCY
PROCEDURE APPROVING AN AGREEMENT BY AND BETWEEN THE TRUSTEE
AND THE ESTATE OF STANLEY CHAIS AND OTHER DEFENDANTS IN
ADVERSARY PROCEEDING NO. 09-01172, AND FOR ENTRY OF AN ORDER
AUTHORIZING THE TRUSTEE TO SIGN ON TO, ON A LIMITED BASIS, (1) AN
AGREEMENT EXECUTED BETWEEN THE ESTATE OF STANLEY CHAIS AND
OTHER DEFENDANTS IN ADVERSARY PROCEEDING NO. 09-01172 AND
KAMALA D. HARRIS, SOLELY IN HER CAPACITY AS ATTORNEY GENERAL OF
THE STATE OF CALIFORNIA, AND (2) AN AGREEMENT EXECUTED BETWEEN
THE ESTATE OF STANLEY CHAIS AND OTHER DEFENDANTS IN ADVERSARY
PROCEEDING NO. 09-01172 AND PLAINTIFFS IN PENDING ACTIONS IN THE
SUPERIOR COURT OF THE STATE OF CALIFORNIA**

Irving H. Picard (the "Trustee"), as trustee for the substantively consolidated liquidation of the business of Bernard L. Madoff Investment Securities LLC ("BLMIS") under the Securities Investor Protection Act, 15 U.S.C. § 78aaa *et seq.* ("SIPA") and the estate of Bernard L. Madoff ("Madoff"), by and through his undersigned counsel, submit this certificate pursuant to Local Bankruptcy Rule 9075-2, and respectfully represents:

1. On October 28, 2016, the Trustee filed a Motion (the "Motion") seeking entry of order pursuant to Section 105(A) of the Bankruptcy Code and Rules 2002 and 9019 of the

Federal Rules of Bankruptcy Procedure approving entry of a settlement agreement by and among the Trustee, the Estate of Stanley Chais, and other defendants (the Settling Defendants”) and further seeking entry of an order authorizing the Trustee to sign on to, on a limited basis, (1) a settlement agreement between the Settling Defendants and Kamala D. Harris, solely in her capacity as Attorney General of the State of California and (2) a settlement agreement between the Settling Defendants and the plaintiffs in certain pending actions in the Superior Court of the State of California (Adv. Pro. No. 09-01172, ECF 152; Adv. Pro. No. 12-01001, ECF 62; Adv. Pro. No. 08-01789, ECF 14351).

2. The deadline for filing objections to the Motion expired on November 14, 2016 at 5:00 p.m. A hearing on the Motion has been scheduled for November 22, 2016 at 10:00 a.m.

3. Notice of the Motion was provided by U.S. Mail, postage prepaid or email to (i) all parties that have filed a notice of appearance in this case; (ii) all attorneys representing the signatories to the three settlement agreements; and (iii) SIPC, pursuant to the Order Establishing Notice Procedures (ECF No. 4560).

4. Counsel has reviewed the Court’s docket not less than forty-eight (48) hours after expiration of the time to file an objection, and to date, no objection, responsive pleading, or request for a hearing with respect to the Motion appears thereon. Additionally, no party has indicated to the Trustee that it intends to oppose the relief requested in the Motion.

5. Electronic copies of proposed orders (the “Orders”) for each settlement agreement, that are substantially in the form of the proposed orders that were annexed to the Motion will be submitted to the Court, along with this certificate.

6. Pursuant to Local Bankruptcy Rule 9075-2, the Trustee respectfully requests

that the Orders be entered without a hearing.

Dated: New York, New York
November 17, 2016

Respectfully submitted,

/s/ Tracy Cole

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